TESTIMONY IN SUPPORT OF SB-1099

9 March 2011

Nancy Briggs Rogers 15 Lloyd Road Waterford, CT 06385

Good Morning Chairmen Coleman, Fox and the members of the Judiciary Committee.

Thank you for allowing me to speak on behalf of my family.

November 21st, 2007 our son, Joshua Rogers, raised his right hand to take the oath of enlistment in the US Army and CT National Guard to defend the Constitution of the United States, to include the State of Connecticut, from enemies foreign and domestic.

Regrettably June 20th 2009, the final day of Josh's two week annual training prior to deployment to Afghanistan in the fall of 2009 the 1st of the 102nd Infantry, tragedy struck our family.

Josh would never make that deployment. Like his friend and mentor SSG Edwin Rivera, who unfortunately would never make it home from the deployment; the world, country and state lost two young men who volunteered to defend those principles this country was founded on.

Adding to our pain over Josh's death facts came to us directly from New London Police Chief Margaret Ackley that NLPD Officer Jeffrey Nichols had conducted himself at the scene in a manner, in our opinion, that not only breached his oath of office but displayed behavior beyond reasonable human comprehension. Mr. Nichol's actions violated his oath of office specifically regarding "I will protect the dignity and respect the rights of all individuals".

When Mr. Nichols used his own cell phone to capture photos of the deceased body of Josh and forward them to private individuals with personal comments he blatantly desecrated his departments code of conduct, oath of office as well as basic human decency. No parent should have to live with the thoughts of those images etched forever in their heart, mind and soul. We will always question, with modern day technology, where else those photos have been circulated.

December 6th 2010, when an article appeared the New London Day entitled "He deserved more respect than he got" concerning what transpired that day, public outrage is evidenced in the thirty three pages of comments from readers disgusted at the actions of Mr. Nichols. Conversations we have had with neighbors, friends, coworkers and complete strangers, to include members of law enforcement and emergency responders, resonate with the same disgust and repulsion that not only he committed this "crime", but disbelief that there is not already a law in place to prevent and punish this type of behavior.

Josh was a victim twice that day when he was robbed off the respect and dignity every human being deserves at the time of their passing. Though Mr. Nicholas was dismissed from the department, on November 23rd, 2010, which should have been, Josh's 22nd birthday, we were notified that the Police Union and an Arbitration Board had awarded his reinstatement. As noted in the Arbitration Award one of the justifications for Mr. Nichols being reinstated was due to the fact "while the City has a policy entitled 'Computer, Email and Internet Policy', the policy does not address the use of camera phones or the taking of pictures".

Since it is apparent we cannot rely on each and every city, town or county to implement codes of conduct within their departments to address this issue we must therefore ask the state to step in and protect the rights of every citizen by passing this important legislation. We must give a voice to Josh, so no other parent, grandparent, spouse or loved one must endure the pain we will carry with us the rest of our lives.

Thank you.

JOSEPH I. LIEBERMAN

COMMITTEES:
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January 7, 2011

The Honorable Dannel Malloy Office of the Governor 210 Capitol Avenue Hartford, CT 06106

Dear Gevernor Malloy:

I am writing on behalf of Mr. and Mrs. Robert & Nancy Rogers who resides in Waterford, Connecticut who wrote my office regarding the June 20, 2009 tragic death of their only child. The New London Police Department crime scene investigation involved a police officer engaging in wholly inappropriate professional behavior. Police Officer Jeffrey Nichols took photographs of Mr. and Mrs. Roger's deceased son on a personal cell phone which were forwarded to personal friends. Mr. and Mrs. Rogers were heartbroken and devastated upon learning of Officer Nichols action.

Mr. and Mrs. Rogers wrote my office seeking assistance in the passage of a new Connecticut statute that would establish statewide police procedures regarding use of cameras at crime scenes. Enclosed please find a copy of their correspondence and supporting documents. I understand that State Senator Andrea Stillman and State Representative Elizabeth Ritter will consider introducing a bill on this issue in 2011 CT State Legislature.

l respectfully request that your office give every sincere and serious consideration to Mr. and Mrs. Rogers' complaint and request for legislative relief. The Rogers have suffered a tremendous loss, and all our hearts reach out in sympathy and prayers that they find comfort during this difficult time. Thank you for your consideration of this important matter.

Sincerely,

Joseph Lieberman UNITED STATES

JIL/lac Enclosures

cc:

Mr. and Mrs. Robert & Nancy Rogers

SUPPORT FOR CONNECTICUT SB-00790

"JOSHUA'S LAW"

We request the Judiciary Committee move forward with support for SB-00790 "Joshua's Law" that Connecticut State Statutes be amended to prohibit first responders from using personal devices to take crime or accident scene photographs or video recordings and transmitting them to private individuals.

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Charles Schofiell	121 8 de	Lisbon	CT
Adan Garcia	ali	Groton	CT
William HUMES	William HUMES		CT
Norma Gauthier	Morina South		C.F
ANDREW SHETLAND		M GRISWOLD	CT
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Thomas S. LAWTON	Thomas D,	Lecutor'	Nowich	CT.
Michael PlaFantan	Mul 8	1 1	- Hopkinton	RI
MARK C CAPPOCCIO	MarkCC	arpuccuo		N CT
ANTHONY M. Zulprie	auts My)	ly	Groton	CT
Sean T Word	A TON	learl	North Windho	en CT
Thomas E. Tomlin	A SIL	<u> </u>	Rutnam	CT
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SUPPORT FOR CONNECTICUT SB-00790 "IOSHUA'S LAW"

We request the Judiciary Committee move forward with support for SB-00790 "Joshua's Law" that Connecticut State Statutes be amended to amended to prohibit first responders from using personal devices to take crime or accident scene photographs or video recordings and transmitting them to private individuals.

Name	Signature	City/Town	State
Jonus Cavington	15/) New Hoven	CT
John Rissol	Shua Junity		
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Keith Myrick	I TOME	A Handey	7.f
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SUPPORT FOR CONNECTICUT SB-00790 "JOSHUA'S LAW"

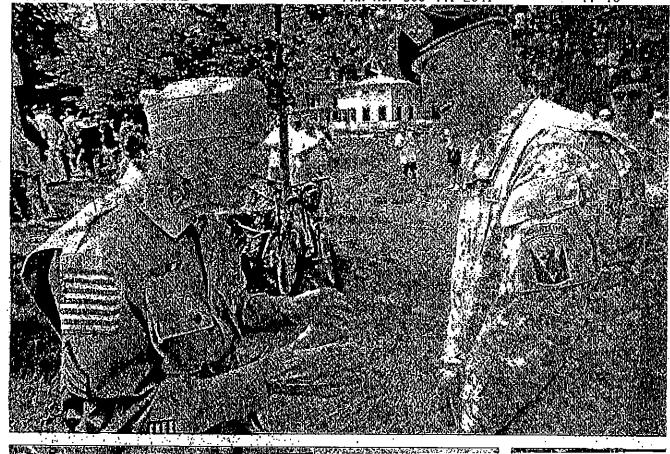
We request the Judiciary Committee move forward with support for SB-00790 "Joshua's Law" that Connecticut State Statutes be amended to amended to prohibit first responders from using personal devices to take crime or accident scene photographs or video recordings and transmitting them to private individuals.

Name	Signature	City/Town	State
Jacquelyn Deschamps	: Der lu Perelinus	Groton	CT
and June	Sear Lewis	MOOSUP	PT
EDWARD WHITE	Edward White	GRUTON	C _T
WILLIAM PENNY	Hill Thomas	N. LON DON	
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Name	Signature	City/Town	State
DAVID IRONS		WATERFORD	CT
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JOSHUA ROGERS

MEMORIAL DAY -- NORWALK, CT 2009

LAST PHOTO "WE" HAVE OF JOSH HE DIED 3 WEEKS LATER.